

UNITED STATES BANKRUPTCY COURT
Northern District of California

In re: Nelson Villanueva Reyes and) Bankruptcy No.: 10-60823
Claire De La Cruz Reyes) R.S. No.: LSR 70
) Hearing Date: August 30, 2-11
Debtor(s)) Time: 10:00 AM
)
)

Relief From Stay Cover Sheet

Instructions: Complete caption and Section A for all motions. Complete Section B for mobile homes, motor vehicles, and personal property. Complete Section C for real property. Utilize Section C as necessary. If moving party is not a secured creditor, briefly summarize the nature of the motion in Section D.

(A) Date Petition Filed: 10/18/10 Chapter 13
Prior hearings on this obligation: 1/31/2011 Last Day to File §523/§727 Complaints:

(B) Description of personal property collateral (e.g. 1983 Ford Taurus):

Secured Creditor [] or lessor []	Source of value: _____
Fair market value: \$ _____	Pre-Petition Default: \$ _____
Contract Balance: \$ _____	No. of months: _____
Monthly Payment: \$ _____	Post -Petition Default: \$ _____
Insurance Advance: \$ _____	No. of months: _____

(C) Description of real property collateral (e.g. Single family residence, Oakland, CA):

46 Sierra Vista Place, San Jose, California
Fair market value: \$ 338,500.00 Source of value: Debtor's Scheds A&D If appraisal, date: _____

Moving Party's position (first trust deed, second, abstract, etc.): first

Approx. Bal. \$ <u>620,343.66</u>	Pre-Petition Default: \$ <u>2,796.00</u>
As of (date): <u>07/16/11</u>	No. of months: (per order dated <u>4/8/11</u>)
Mo. Payment: \$ <u>2,671.35</u>	Post-Petition Default: \$ <u>8,014.05</u>
Notice of Default (date): <u>01/22/10</u>	No. of months: <u>3</u>
Notice of Trustee's Sale: <u>none</u>	Advances Senior Liens: \$ _____

Specify name and status of other liens and encumbrances, if known (e.g. trust deeds, tax liens, etc.):

Position	Amount	Mo. Payment	Defaults
1 st Trust Deed: <u>Deutsche Bank Nat'l Trust Co.</u>	\$ <u>620,343.66</u>	\$ <u>2,671.35</u>	\$ <u>9,346.89</u>
2 nd Trust Deeds: _____	\$ _____	\$ _____	\$ _____
: _____	: _____	: _____	: _____
: _____	: _____	: _____	: _____
(Total) \$ <u>620,343.66</u>	\$ <u>2,671.35</u>	\$ <u>9,346.89</u>	

(D) Other pertinent information: Debtors entered into a loan modification agreement on June 1, 2010, prior to the filing of the instant bankruptcy petition.

(E) Loan Modification Information: Not Applicable
Status of Request (**see above**) Pending Requested by Debtor Yes No
Modification in Trial Period No Decision Yet
Denied (Copy of Denial Attached Hereto)

Dated: 07/16/11 /s/ Lee S. Raphael
Signature

Lee S. Raphael, Esquire, #180030
Print or Type Name

Attorney for Deutsche Bank National Trust Co. et al.

A.127-386

CANB Documents Northern District of California